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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/824,964	04/15/2004	G. Ian Rowlandson	140822IT (5024-00138)	7468

7590 10/25/2007
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Suite 1100
100 East Wisconsin Avenue
Milwaukee, WI 53202-4178

EXAMINER

MORALES, JON ERIC C

ART UNIT	PAPER NUMBER
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3766

MAIL DATE	DELIVERY MODE
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10/25/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary	Application No.	Applicant(s)	
	10/824,964	ROWLANDSON ET AL.	
	Examiner	Art Unit	
	Jon-Eric C. Morales	3766	

All participants (applicant, applicant's representative, PTO personnel):

- (1) Jon-Eric C. Morales. (3) Chris Scherer.
 (2) Carl Layno. (4) _____.

Date of Interview: 23 October 2007.

Type: a) ☒ Telephonic b) ☐ Video Conference
 c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.
 If Yes, brief description: _____.

Claim(s) discussed: 1 and 15.

Identification of prior art discussed: Valikai et al. US Patent No. 5948005 and Kieval et al US Patent No. 5507782.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

CARL LAYNO
 PRIMARY EXAMINER

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Carl N. Layno
 Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Proposed modifications to the language of claims 1 and 15 were discussed in order to overcome the Valikai reference. The Examiner pointed out that devices capable of gathering internally sensed implant data and external (non-implant) data are common, as exemplified by the Kieval '782 patent. No agreement was reached regarding the possible allowability of the amended claims. The examiner will conduct an updated search when applicant's amendment with claim changes is received..